



NEW JERSEY DEPARTMENT  
OF CHILDREN AND FAMILIES

## New Jersey Department of Children and Families Policy Manual

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|-------------|------|--|-----------------|
| Manual:     | NJAC | NJ Administrative Code Excerpts                                      | Effective Date: |
| Title       | 10   | Human Services   |                 |
| Chapter     | 121  | Adoptions  | 12/7/2011       |
| Subchapter: | 1    | Adoption Subsidy   |                 |
| Section     | 4    | <b>Duration and amount of adoption subsidy (N.J.A.C. 10:121-1.4)</b> |                 |

### §10:121-1.4 Duration and amount of adoption subsidy

(a) The written agreement covering subsidy payments shall remain in effect regardless of family income until the child's 18th birthday. Subsidy payments will be terminated if the Department determines that the parents are no longer legally responsible for the child or the child is no longer receiving support from those parents.

(b) Payments in subsidization of adoption shall include, but are not limited to, the maintenance costs, medical, and surgical expenses, and other costs incidental to the care, training, and education of the child. Such payments may not exceed the cost of providing comparable assistance in resource family care and shall be made until the child becomes 21 years of age if the child is enrolled as a verified, full-time student of a secondary school or its equivalent.

(c) In the event of the death of the adoptive parent(s), subsidy payments shall be transferred to the new caregiver when the caregiver demonstrates legal responsibility for the child as a result of being named guardian in the adoptive parent's will or having obtained a custody order through the courts.

(d) An adoptive parent cannot be disqualified from receiving subsidy because of his or her family income.

(e) The amount of monthly payment for care and maintenance will be 100 percent of the applicable foster care board rate.